

Message Text

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ACTION EUR-25

INFO OCT-01 ISO-00 IO-14 CAB-09 CIAE-00 COME-00 DODE-00

DOT-00 EB-11 INR-11 NSAE-00 RSC-01 FAA-00 PM-07 H-03

L-03 NSC-07 PA-04 PRS-01 SP-03 SS-20 USIA-15 SAJ-01

ACDA-19 SY-04 USSS-00 NIC-01 DRC-01 EURE-00 /161 W
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P R 061722Z AUG 74

FM AMEMBASSY BONN

TO SECSTATE WASHDC PRIORITY 4242

INFO USMISSION BERLIN

USMISSION NATO BRUSSELS

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

C O N F I D E N T I A L BONN 12411

E.O. 11652: GDS

TAGS: PFOR, PGOV, GW, WB, US, UK, UR, FR

SUBJECT: SOVIET STATEMENT ON EXTENSION OF HAGUE
CONVENTION ON AIRCRAFT HIJACKING TO WEST BERLIN

REFS: (A) STATE 169607

(B) MOSCOW 11783

(C) BONN 11056

1. US REP RAISED SOVIET STATEMENT IN BONN GROUP MEETING
AUGUST 2 AND PASSED COPIES (AS CONTAINED REFTEL B) TO
OTHER REPS. UK REP HAD RECEIVED SIMILAR REPORT FROM
MOSCOW WHICH SAID, HOWEVER, THAT SOVIETS HAD NOTED THEY
WERE PASSING STATEMENT TO UK EMBASSY "FOR INFORMATION."
NEITHER FRENCH NOR FRG REP HAD ANY KNOWLEDGE OF SOVIET
PROTEST.

2. SUBJECT AGAIN DISCUSSED AT AUGUST 5 BONN GROUP MEET-
ING. FRENCH AND GERMANS STILL HAD NO REPORTS FROM THEIR
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EMBASSIES IN MOSCOW, BUT INQUIRIES WERE GOING OUT. US

REP REPORTED DEPARTMENT'S VIEWS (REFTEL A) AND OTHER REPS SAID THEY WOULD SEEK INSTRUCTIONS. REGARDING QUESTIONS PARA 2 SAME TEL, FRG REP (KASTRUP) SAID CONVENTION HAD BEEN RATIFIED ON NOV 6, 1972 AND THAT RATIFICATION INSTRUMENT HAD BEEN SIGNED JAN 9, 1973. THE QUESTION OF WHEN TO DEPOSIT THE INSTRUMENT IS STILL OPEN, BUT FRG EMBASSY IN MOSCOW INDICATED TO SOVIETS THERE DURING JULY 16 MEETING THAT BONN WOULD DEPOSIT ONLY IN LONDON AND WASHINGTON IF MOSCOW NOT WILLING TO ACCEPT SEPARATE BERLIN DECLARATION. IN VIEW OF FACT NOTED ABOVE THAT FRG FONOFF STILL NOT INFORMED BY THEIR EMBASSY IN MOSCOW OF SOVIET JULY 31 DEMARCHE, QUESTION OF DEPOSITING IS NOW ON HOLD UNTIL SOVIET ATTITUDE IS CLARIFIED.

3. REGARDING THE JULY 16 MEETING IN MOSCOW, KASTRUP SAID SOVIET REPS HAD RESPONDED TO FRG EMBASSY APPROACH (MADE AS OUTLINED REFTTEL C) IN CALM, REASONABLE WAY NOTING THAT ENTIRE MATTER OF BERLIN EXTENSION WAS VERY DIFFICULT AND REQUIRED CAREFUL STUDY. ON FIRST GLANCE, SOV REP SAID, IT WAS QUESTIONABLE WHETHER CONVENTION COULD BE EXTENDED SINCE IT CONCERNED SECURITY. THE ENTIRE AREA OF CIVIL AVIATION BELONGED TO ALLIED COMPETENCE AND IT WOULD HAVE TO BE CHECKED WHETHER MOST OR ALL OF PRACTICAL CASES OF APPLICATION WOULD FALL WITHIN ALLIED RIGHTS. A MIXING OF DIVISION OF COMPETENCES BETWEEN BERLIN AUTHORITIES AND THE ALLIES WAS UNDESIRE.

4. EMBASSY IS PROCEEDING WITH DRAFTING OF POSSIBLE RESPONSE, WHICH WE WILL INTRODUCE INTO BONN GROUP.
HILLENBRAND

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AIRCRAFT HIJACKING, AGREEMENTS, TEXT
Control Number: n/a
Copy: SINGLE
Draft Date: 06 AUG 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974BONN12411
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D740214-0620
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740872/aaaacjqt.tel
Line Count: 91
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: (A) STATE 169607
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 02 APR 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <02 APR 2002 by shawdg>; APPROVED <25 JUN 2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SOVIET STATEMENT ON EXTENSION OF HAGUE CONVENTION ON AIRCRAFT HIJACKING TO WEST BERLIN
TAGS: PFOR, PGOV, GE, WB, US, UK, UR, FR
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005